

**FINNEGAN**FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, LLP  
WWW.FINNEGAN.COM**FACSIMILE TRANSMITTAL****TO**

Name: Carolyn Johnson  
Company: USPTO Board of Appeal  
Fax Number: 571-273-4644  
Subject: 10/666,440

Date: December 9, 2008  
Phone Number: 571-272-4644  
Total Pages (including cover): 4  
Confirmation Copy to Follow: No

**FROM**

Name: Jessica H. Roark  
Phone Number: 571.203.2762

Verified by: P. Peacock  
Our File No.: 09404.0005-02

**MESSAGE**

Attached is a copy of the faxed copy of the 8/2/06 e-mail exchange.

If there is a problem with this transmission, notify the sender at the number above.

This facsimile is intended only for the individual to whom it is addressed and may contain information that is privileged, confidential, or exempt from disclosure under applicable law. If you have received this facsimile in error, please notify the sender immediately by telephone (collect), and return the original message by first-class mail to the address below.

TWO FREEDOM SQUARE | 11955 FREEDOM DRIVE | RESTON, VA 20190-5675  
PHONE: 571.203.2700 | FAX: 202.408.4400

08/02/2006 10:32 FAX

001



## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

## Fax Cover Sheet

Date: 02 Aug 2006

To: Jessica Roark	From: Micah-Paul Young
Application/Control Number: 10/666,440	Art Unit: 1618
Fax No.: 202-408-4400	Phone No.: 571-272-0808
Voice No.: 202-408-4000	Return Fax No.: (571) 273-8300
Re: Date verification from J of Chemotherapy	CC:
<input checked="" type="checkbox"/> Urgent <input checked="" type="checkbox"/> For Review <input type="checkbox"/> For Comment <input type="checkbox"/> For Reply <input checked="" type="checkbox"/> Per Your Request	

## Comments:

The date verification is at the bottom of the first page. Sorry for the delay.

Number of pages 3 including this page

## STATEMENT OF CONFIDENTIALITY

This facsimile transmission is an Official U.S. Government document which may contain information which is privileged and confidential. It is intended only for use of the recipient named above. If you are not the intended recipient, any dissemination, distribution or copying of this document is strictly prohibited. If this document is received in error, you are requested to immediately notify the sender at the above indicated telephone number and return the entire document in an envelope addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

08/02/2006 10:32 FAX

002

**Young, Micah-Paul**

---

From: Hartley, Michael  
Sent: Friday, July 28, 2006 3:50 PM  
To: Young, Micah-Paul  
Subject: FW: Journal of Chemotherapy vol. 12, n. 4, 314-325, 2000

Micah,  
Here is the info for that journal article.

## -----Original Message-----

From: Hartley, Michael  
Sent: Thursday, July 06, 2006 11:24 AM  
To: Hensle, Kristine (ASRC)  
Subject: RE: Journal of Chemotherapy vol. 12, n. 4, 314-325, 2000

Kristine,  
Thank you very much for your help and fast response.

Mike

## -----Original Message-----

From: Hensle, Kristine (ASRC)  
Sent: Thursday, July 06, 2006 8:49 AM  
To: Hartley, Michael  
Subject: FW: Journal of Chemotherapy vol. 12, n. 4, 314-325, 2000

Examiner Hartley,

The publisher wrote back promptly. As stated by them below, the print edition was available Sept. 1, 2000.

Please let me know if you have any questions.

Kristine Hensle

Librarian

ASRC

Biotechnology Chemical Library - A179

USPTO

571-272-4161

571-272-2520 (Biotechnology/ Chemical Library)

Fax: 571-273-0225

## -----Original Message-----

From: Mary Forrest [mailto:info@jchemother.it]  
Sent: Thursday, July 06, 2006 4:33 AM  
To: Hensle, Kristine (ASRC)  
Subject: Re: Journal of Chemotherapy vol. 12, n. 4, 314-325, 2000

Dear Kristine,

Thanks for your message. The article and issue you quote are from the August 2000 issue of the Journal of Chemotherapy. It is in our archives on our website and the print edition was mailed to subscribers around September 1, 2000.

I hope this helps.

Best wishes, Mary  
Mary C. Forrest  
Managing Editor  
Journal of Chemotherapy

08/02/2006 10:32 FAX

003

and Farmaci & terapia  
Department of Pharmacology  
University of Florence  
Viale Pieraccini 6  
50139 Firenze, Italy  
Telephone: +390554271516  
Fax: +390554271280  
www.jchemother.it

----- Original Message -----

From: "Hensle, Kristine (ASRC)" <Kristine.Hensle@USPTO.GOV>  
To: <info@jchemother.it>  
Sent: Wednesday, July 05, 2006 9:21 PM  
Subject: Journal of Chemotherapy vol. 12, n. 4, 314-325, 2000

Hello,

I am a Reference Librarian at the U.S. Patent and Trademark Office. I am trying to find the publication date (print and online, if the latter is applicable) and the mail date (date the issue was mailed from the printer to the subscribers) of the following article:

Gemifloxacin versus Amoxicillin/Clavulanate in the Treatment of Acute Exacerbations of Chronic Bronchitis  
T. File, et al.  
Journal of Chemotherapy vol. 12, n. 4, 314-325, 2000

Please send me the information via email or you can fax or call me at the corresponding numbers below. (My mailing address is below if you wish to send an additional copy by mail.) Please contact me if you have any questions. Thank you for your assistance.

Kristine Hensle  
Librarian  
ASRC  
Biotechnology Chemical Library  
USPTO  
1A79  
Remsen Building  
400 Dulany Street  
Alexandria, VA 22314  
571-272-4161  
571-272-2520 (Biotechnology/ Chemical Library)  
Fax: 571-273-0225